

RESOLUTION NO. 4012

RESOLUTION GIVING NOTICE OF PROPOSED ANNEXATION TO CITY OF LODI OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED "NEUHARTH-EAST ADDITION", AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LODI:

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, a petition signed by owners of not **less** than one-fourth of the land in the hereinafter described territory, by **area** and by assessed value as shown on the last equalized assessment roll of the County of San Soaquin, was filed with the Council of the City of Lodi on August 7, 1974, requesting annexation of the hereinafter described territory to said City.

2. That the territory which the petitioners request be annexed to the City of Lodi and which said City and its Council propose to annex is **situate** in the County of San Joaquin, State of California, hereby designated "Neuharth-East Addition", and described as follows:

A portion of the North one-half of Section 13, Township 3 North, Range 6 East, Mount Diablo Base and Meridian, being **more** particularly described as follows:

Beginning at the intersection of the West line of the Southern Pacific Railroad right of way with the South line of said North one-half (said point being **also** in the existing City Limit line as described by City of Lodi Ordinance No. 901, J. C. BECKMAN ADDITION); thence South 87" 42' 00" West, along said South line and existing City Limit line, 742.05 feet to the East line of CHURCH STREET (40 feet wide); thence North 2° 00' 00" East, **along** said East line and existing City Limit line, 285.78 feet; thence continuing along the existing City Limit line North 87" 45' 50" East, 751.49 feet to a paint in the West line of said Southern Pacific

Railroad right of way; thence North 3' 54' 00" East, along said West line and existing City Limit line, 217.14 feet to the Southeast corner of COEHRINC ADDITION **as** described by City of Lodi Resolution No. 3669; thence continuing North 3' 54' 00" East, along the existing City Limit line and West **line** of said Southern Pacific Railroad right of way, 809.49 feet to the Southwest **corner** of MELHAFF ADDITION **as** described by City of Lodi Resolution No. 2962; thence North 87' 42' 00" East, parallel to the South line of said North one-half, and along the existing City Limit line, 1073.49 feet, more or **less**, to the East line of Stockton Street (40 feet wide): thence leaving said existing City Limit line South 00' 05' West along said East line, parallel with and 20.00 feet easterly of (measured at right angles), the East line of the Northwest Quarter of said Section 13, **a** distance of 1305.86 feet, more or **less**, to **a** point in the South line of the North one-half of said Section 13; thence South 87' 42' West, along the South line of said North one-half of Section 13, **a** distance of 1160.92 feet, more or **less**, to the intersection with the West line of the Southern Pacific Railroad right of way and the point of beginning.

Containing **38.3 acres**, more or **less**.

3. That the Local Agency Formation Commission of San Joaquin County California, did in **session** duly assembled on Friday, July 19, 1974, consider and approve the proposed annexation of said "Neuharth-East Addition", **as** above described, and **as** submitted to said Commission by the proponents of said annexation.

4. That Wednesday, February 5, 1975, at the hour of 8:00 p.m. in the Council Chambers in the City Hall in the City of Lodi, County of

San Joaquin, California. is hereby fixed **as** the time and the place when and where any person owning real property within the uninhabited territory above described and proposed to be annexed to the City of Lodi, and having any objections to the proposed annexation, may appear before the Council of the City of Lodi and show **cause** why such uninhabited territory should not be so annexed to the City of Lodi. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation. and shall state the name or names of the owner or owners of property affected and the description and area of such property, in general terms.

5. The City **Clerk** of the City of Lodi is hereby authorized and directed to **cause a** copy of this resolution to be published at least twice, but not oftener than once **a** week, in the "Lodi News Sentinel", **a** newspaper of general circulation published in said City of Lodi, the city to which it is proposed to annex the aforesaid territory, and **also** in the "Stockton Record", **a** newspaper of general circulation published outside the City of Lodi, but in the County of **San Joaquin**, Caliornia, the county in which is located the territory proposed to be annexed to the City of Lodi, said publication to be **complete at least twenty days** prior **to** the date set for **hearing**.

6. The said City Clerk is further authorized and directed to **cause** written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed was assessed in the iast equalized county assessment roll available on the date ~~the~~ above said proceedings **were** initiated, at the address shown on said assessment roll or known to said Clerk, and to any person who has filed his name and address and the designation of the lands in which he has an interest. ~~either~~ **legal** or equitable, with said Clerk, such notice to be given not **leis** than twenty days before the first public hearing on the proposed annexation.

7. In the event there is, upon the land proposed to be annexed to said City, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten days before the first public hearing upon such proposed annexation.

8. The City Clerk is directed to cause written notice to be given to such other persons as may be legally entitled thereto, in the manner required by law.

Dated: December 11, 1974

I hereby certify that Resolution No. 4012 was passed and adopted by the City Council of the City of Lodi in regular meeting held December 11, 1974, by the following vote:

Ayes: Councilmen - EHRHARDT, HUGHES, KATNICH,  
SCHAFFER and PINKERTON

Noes: Councilmen - None

Absent: Councilmen - None

  
ALICE M. REIMCHE  
City Clerk

